



[40128/00901]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : HEMMERLING et al.
Serial No. : 10/730,811
Filed : December 8, 2003
For : Neuromuscular Monitoring Using Phonomygraphy
Group Art Unit : 3762
Examiner : To Be Assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

S I R:

1. In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and in conformance with the procedures of 37 C.F.R. §§ 1.97 and 1.98 and M.P.E.P. § 609, attorneys for Applicants hereby bring the following two (2) references to the attention of the Examiner. The references are listed on the attached modified PTO Form No. 1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.
2. A copy of each document listed on the modified PTO form 1449 is enclosed.

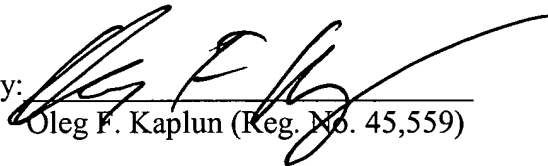
3. By submitting this Information Disclosure Statement, Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.
4. By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).
5. By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Respectfully submitted,

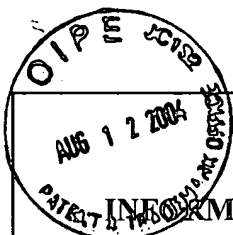
Dated:

Aug. 9, 2009

By:


Oleg F. Kaplun (Reg. No. 45,559)

Fay Kaplun & Marcin, LLP
150 Broadway, Suite 702
New York, NY 10038
Tel: (212) 619-6000
Fax: (212) 208-6819



INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

FORM PTO-1449

ATTY. DOCKET NO.
40128/00901

SERIAL NO.
10/730,811

APPLICANT(S)
Hemmerling et al.

FILING DATE
December 8, 2003

GROUP
3762

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS	SUBCLASS	FILING DATE*

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE (M/D/Y)	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS

EXAMINER INITIAL		AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.
		Hemmerling TM, Babin D, Donati F. "Phonomyography and Mechanomyography can be used interchangeably to measure neuromuscular block at the corrugator supercilii muscle (Phonomyography as a novel method to determine neuromuscular blockade at the laryngeal adductor muscles): comparison with the cuff-pressure method. The Journal of the American Society of Anesthesiologists, Inc., Anesthesiology V 98, No. 2, February 2003, pp.359-363.
		Hemmerling TM, Babin D, Donati F. "Phonomyography and Mechanomyography can be used interchangeably to measure neuromuscular block at the adductor pollicis muscle", The Journal of the American Society of Anesthesiologists, Inc. Anesth Anaig 2004; 98: pp. 377-381.

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	